

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
)  
Martine BARKATS *et al.* )  
)  
Serial No.: 08/765,026 )  
)  
Filed: January 29, 2001 )  
)  
For: ADENOVIRUS INCLUDING A )  
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SUPEROXIDE DISMUTASE )

Group Art Unit: 1636 #28  
Examiner: D. Guzo

RECEIVED  
JUL 23 2001  
TECH CENTER 1600/2900

**Box Missing Parts**

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

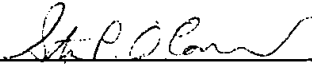
**RESPONSE TO NOTICE TO FILE  
MISSING PARTS OF APPLICATION (CPA)**

In response to the communication of April 19, 2001, Applicants submit the required filing fee of \$710.00, the extra claim fee of \$54.00, and a copy of the Notice of Missing Parts. By virtue of the concurrently filed Petition for One-Month Extension of Time and appropriate fee, the Response is due by July 19, 2001, and is timely filed.

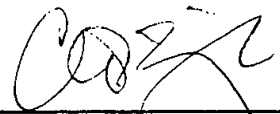
Please grant any extensions of time required to enter this response, and charge any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

By:   
Steven P. O'Connor  
Reg. No. 41,225  
(202) 408-4079

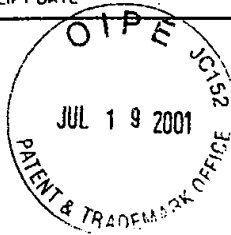
Dated: July 19, 2001

By:   
Charles D. Niebylski  
Reg. No. 46,116  
(202) 408-4128



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER FILING/RECEIPT DATE FIRST NAMED APPLICANT ATTY DOCKET NO./TITLE



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JUL 23 2001

TECH CENTER 1600/2900

DATE MAILED:

**NOTICE TO FILE MISSING PARTS OF APPLICATION (CPA)**  
**Filing Date Granted**

The Continued Prosecution Application (CPA) request filed on 1-29-01 is entitled to a filing date under 37 CFR 1.53(d)(1). The CPA request, however, lacks the filing fee(s) and/or items indicated below.

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the fee(s), item(s), and any surcharge required below to avoid abandonment of this CPA. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

The total amount owed by applicant is the sum of items 1(a) or (b), 2, and 3 (if checked) below.

- ☒ 1. The statutory basic filing fee is:  
☒ missing.  
☐ insufficient.

(a) Applicant must submit \$ 710.00 to complete the basic filing fee and the \$130.00 surcharge set forth in 37 CFR 1.16(e) (non-small entity), or \$ \_\_\_\_\_ to complete the basic filing fee as a small entity and the \$65.00 surcharge set forth in 37 CFR 1.16(e) and file a small entity statement under 37 CFR 1.27 claiming such status (if the prior application was entitled to small entity status and such status is still proper and desired, a new small entity statement is not required (37 CFR 1.28)).

(b) Applicant must submit \$ \_\_\_\_\_ to complete the basic filing fee as a small entity and the \$65.00 surcharge set forth in 37 CFR 1.16(e).

- ☒ 2. Additional claim fees of  
\$ 54.00 (non-small entity) or \$ \_\_\_\_\_ (small entity) for \_\_\_\_\_ independent claims over 3.  
\$ \_\_\_\_\_ (non-small entity) or \$ \_\_\_\_\_ (small entity) for \_\_\_\_\_ claims over 20.  
\$ \_\_\_\_\_ (non-small entity) or \$ \_\_\_\_\_ (small entity) for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

- ☐ 3. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).  
☐ 4. The CPA request is unsigned. Applicant must file a signed duplicate or ratification of the CPA request.  
☐ 5. Other: \_\_\_\_\_

**A copy of this Notice MUST be returned with the reply.**

Direct the reply and any questions about this Notice to:

Beta Adams  
Examining Group 1600

07/20/2001 TGEDAMU1 00000042 08765026

01 FC:131  
02 FC:103

710.00 0P  
54.00 0P

(703) 305-3291